

## **EXHIBIT - B**

<p>1 Mr. Gibson's home?</p> <p>2 A. Correct.</p> <p>3 Q. Also on March 4, 2020, you were</p> <p>4 aware of the fact that Judge Goldston was not</p> <p>5 a law enforcement officer, right?</p> <p>6 A. Correct.</p> <p>7 Q. You were aware at all times that</p> <p>8 she was in fact a family court judge?</p> <p>9 A. Correct.</p> <p>10 Q. You were also aware of the fact on</p> <p>11 March 4, 2020, that -- you were aware that</p> <p>12 judges don't search homes, right?</p> <p>13 A. No. I was not aware of that.</p> <p>14 Q. Okay. So on March 4, 2020, you</p> <p>15 were not aware that judges do not search</p> <p>16 homes?</p> <p>17 A. That's correct.</p> <p>18 Q. Okay. At some point did you become</p> <p>19 aware that judges do not search homes?</p> <p>20 A. After this case was brought up -- I</p> <p>21 had no idea if family court judges could go</p> <p>22 in homes or not. The process of obtaining a</p> <p>23 search warrant, as far as my history as a</p> <p>24 police officer goes, is if we need a search</p>	<p>Page 22</p> <p>1 were familiar with -- in your experience as</p> <p>2 far as obtaining search warrants and</p> <p>3 executing search warrants -- there was no</p> <p>4 process like that followed on March 4, 2020?</p> <p>5 A. No. I had -- like I said, this was</p> <p>6 a civil case that I had no experience in.</p> <p>7 Q. Okay. So you were confused or</p> <p>8 unsure about what the law with family court</p> <p>9 as opposed to a criminal investigation; is</p> <p>10 that right?</p> <p>11 A. Yes. By having the judge with</p> <p>12 me -- I didn't feel it necessary for me to go</p> <p>13 to a judge and get a search warrant if I had</p> <p>14 a judge with me.</p> <p>15 Q. In your law enforcement career, did</p> <p>16 you ever in lieu of getting a search warrant</p> <p>17 just take a judge with you to the property?</p> <p>18 A. No.</p> <p>19 Q. Had you ever heard of anyone else</p> <p>20 doing that?</p> <p>21 A. No.</p> <p>22 Q. But it was just your assumption at</p> <p>23 the time that it might be okay because the</p> <p>24 judge was with you?</p>
<p>Page 23</p> <p>1 warrant, we go to a judge, they issue the</p> <p>2 search warrant and then we go back to home.</p> <p>3 So with the judge being with me, I felt as if</p> <p>4 that base had been covered so to speak.</p> <p>5 Q. Okay. But you did not request that</p> <p>6 Judge Goldston issue a search warrant for</p> <p>7 Mr. Gibson's home, right?</p> <p>8 A. I did not.</p> <p>9 Q. I mean, you weren't involved in</p> <p>10 that process at all? You were just the</p> <p>11 bailiff?</p> <p>12 A. Correct.</p> <p>13 Q. So you accompanied her on that day</p> <p>14 to Mr. Gibson's home because she told you to?</p> <p>15 A. Right.</p> <p>16 Q. During your time at the Beckley</p> <p>17 Police Department, including supervising</p> <p>18 other police officers, did you ever</p> <p>19 experience a judge personally searching any</p> <p>20 property?</p> <p>21 A. No. I was always involved with</p> <p>22 criminal cases, never civil cases.</p> <p>23 Q. But you were aware of the fact that</p> <p>24 on March 4, 2020, that the process that you</p>	<p>Page 24</p> <p>1 A. I felt as if we recessed from the</p> <p>2 courtroom and re-adjourned at the home.</p> <p>3 Therefore, I -- I didn't need another judge</p> <p>4 -- I mean, the judge was there.</p> <p>5 Q. There was no emergency situation</p> <p>6 occurring inside Mr. Gibson's home on</p> <p>7 March 4, 2020, right?</p> <p>8 A. Correct.</p> <p>9 Q. So the reason that the judge wanted</p> <p>10 inside was solely to search for property?</p> <p>11 MS. TULLY: Objection.</p> <p>12 Q. If that's your recollection?</p> <p>13 A. I don't remember us going there to</p> <p>14 search. I remember us going there to</p> <p>15 retrieve items that were agreed that were</p> <p>16 going to be taken from him and given to her.</p> <p>17 Q. You were going in his house to look</p> <p>18 for items?</p> <p>19 A. To obtain what he said he did have</p> <p>20 and was going to provide her.</p> <p>21 Q. So you were going inside Mr.</p> <p>22 Gibson's house to retrieve items, correct?</p> <p>23 A. Correct.</p> <p>24 Q. And not to -- not because there was</p>